

**AMENDMENT TRANSMITTAL LETTER**Docket No.  
SPINE 3.0-455 CIP CIPApplication No.  
10/782,131-Conf. #5239Filing Date  
February 19, 2004Examiner  
D. C. ComstockArt Unit  
3733

Applicant(s): Rafail Zubok, Michael W. Dudasik, and Joseph P. Errico

Invention: INSTRUMENTATION AND METHODS FOR USE IN IMPLANTING A CERVICAL DISC  
REPLACEMENT DEVICE**TO THE COMMISSIONER FOR PATENTS**

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

<b>CLAIMS AS AMENDED</b>					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
<b>Total Claims</b>	16	- 20 =	0	x 52.00	0.00
<b>Independent Claims</b>	3	- 3 =	0	x 220.00	0.00
<b>Multiple Dependent Claims (check if applicable)</b> <input type="checkbox"/>					
<b>Other fee (please specify):</b>					
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:</b>					0.00

 Large Entity Small Entity No additional fee is required for this amendment. Please charge Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_. A check in the amount of \$ \_\_\_\_\_ to cover the filing fee is enclosed. Payment by credit card. Form PTO-2038 is attached. The Director is hereby authorized to charge and credit Deposit Account No. 12-1095 as described below. A duplicate copy of this sheet is enclosed. Credit any overpayment. Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

/Kevin M. Kocun/

Dated: June 10, 2009

Kevin M. Kocun

Attorney/Agent Reg. No.: 54,230

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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: June 10, 2009

Electronic Signature for Kevin M. Kocun: /Kevin M. Kocun/